

**Maryland Board of Pharmacy
Public Board Meeting
Minutes**

Date: July 18, 2012

Name	Title	Present	Absent	Present	Absent
Board Members					
Bradley-Baker, L.	Commissioner/Treasurer		✓	0	1
Chason, D.	Commissioner	✓		1	0
Finke, H.	Commissioner	✓		1	
Gavgani, M. Z.	Commissioner		✓	0	1
Hammonds, S.	Commissioner	✓		1	0
Handelman, M.	Commissioner	✓		1	0
Israbian-Jamgochian, L.	Commissioner	✓		1	0
Matens, R.	Commissioner	✓		1	0
Souranis, M.	Commissioner//President	✓		1	0
St. Cyr, II, Z. W.	Commissioner	✓		1	0
Taylor, D.	Commissioner	✓		1	0
Taylor, R.	Commissioner/Secretary		✓	0	1
Board Counsel					
Bethman, L.	Board Counsel	✓		1	0
Felter, B.	Staff Attorney	✓		1	0
Board Staff					
Naesea, L.	Executive Director	✓		1	0
Wu, Y.	Compliance Manager		✓	0	1
Daniels, D.	Licensing Manager	✓		1	0
Gaither, P.	Administration and Public Support Manager	✓		1	0
Jeffers, A.	Legislation/Regulations Manager	✓		1	0
Kolapalli, P.	MIS Project Manager	✓		1	0

Subject	Responsible Party	Discussion	Action Due Date (Assigned To)	Results
I. Executive Committee Report(s)	M. Souranis, Board President	<p><i>Members of the Board with a conflict of interest relating to any item on the agenda are advised to notify the Board at this time or when the issue is addressed in the agenda.</i></p> <p>1. M. Souranis, President, called the Public Meeting to order at 9:49 a.m.</p>		

		<ol style="list-style-type: none"> 2. M. Souranis requested all meeting attendees to introduce themselves, to remember to sign the guest log and to indicate whether they would like continuing education credits before they leave the meeting. 3. M. Souranis reported that all guests will be given packets of materials so that they can follow the meeting's agenda items and discussions. Guests were requested to return the draft packets when they leave the meeting. 4. Members of the Board with any conflict of interest relating to any item on the agenda were advised to notify the Board. 5. Review and approval of June 20, 2012, public board meeting minutes with the following amendment: <ol style="list-style-type: none"> A. Page 4 Executive Director's Report No. 3 add M. Handelman and H. Finke as attending MPHA Annual Meeting held in Ocean City, MD June 9 through 12, 2012. 	<p>Motion to accept minutes as amended made by H. Finke. Motion was seconded by Z. St. Cyr, II.</p>	<p>Motion was approved</p>
II. Executive Director Report	A. L. Naesea	<ol style="list-style-type: none"> 1. Operations Update – L. Naesea reported that the storms that hit the area the first week of July forced the Board building 		

		<p>to be closed July 2-3, 2012. She also noted that the Board was closed for the July 4th holiday. All power was out and all e-mails were delayed until July 5, 2012. Over the last two weeks the BOP staff has been playing catch-up.</p> <p>2. L. Naesea requested the Board to approve the BOP entering into a new small contract with NABP for inspections. These inspections would be for Wholesale Distributor's (WSD's) and pharmacies located outside of most of the Maryland, Delaware, Virginia, Pennsylvania and DC area. No price per investigation estimate has been obtained from NABP to date. NABP has been very reasonable in the past and it was recommended that contract not exceed \$30,000.00.</p> <p>3. Meeting Updates</p> <ul style="list-style-type: none"> • June was the time for all end of fiscal year staff performance evaluation plans (PEP's) to be completed and submitted to the DHMH. L. Naesea completed PEP's for all managers and staff of the Management Information Services Unit. L. Naesea attended a meeting with AACP in Alexandria, VA, to review a minimum pharmacist data set proposed for collection by the Pharmacy Workforce Center. Representatives from 5 or 6 state pharmacy boards were present. Information on census and growth was discussed. The data set reviewed during the meeting was sent to all attendees to determine how data collected by the BOP (and the format of that data differed) differed from the data proposed for collection by Workforce Center. S. Holmes prepared a draft report for this project. • The DHMH has requested the BOP to move to the 5th floor in order to accommodate the MTA's Mobility program move to the first floor. The Board moved from the third floor to the first floor approximately 5 years ago and a move at this point would be very detrimental to the Board's conversion to the new data automation system, which is ongoing. In addition, the space on the 5th floor is larger than the Board requires. The space would have to be reconstructed or remodeled to accommodate the Board's needs although the Department has agreed to pay for all moving and remodeling expenses. No formal motion was made, however, L. Naesea was given the 	<p>D. Chason moved to approve a Contract with NABP for a maximum of \$30,000.00 to perform investigations on WSD's and pharmacies as needed. D. Taylor seconded the motion.</p>	<p>Motion was approved.</p>
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		Board's approval to continue negotiating with DHMH to obtain the best result for BOP.		
B. Administration and Public Support	P. Gaither	<p>1. Personnel Updates - Vacancies and Recruits</p> <p>Last month Tiffany Duncan was hired as the BOP's permanent secretary for the Licensing Department. In addition the Board hired Leroy Jackson to fill the temporary position in the MIS Department that became vacant last month. Mr. Jackson came on board July 9, 2012 and will be with the BOP for the next 6 months. The Board has 2 recruitments in progress, one is for the MIS manager position. The Board has received all resumes and they are being reviewed. The next step is to put together an interview team and to schedule the interviews. This should be completed within the next two weeks. The Board was awarded a new permanent position in its MIS Unit. The BOP had been requesting this position for 5 years or more. All paperwork has been submitted and the Board is waiting to hear if the posting for this position took place before July 17, 2012 or will have to take place under new recruitment process after August 10, 2012. No action on recruitment will take place between July 17, 2012 and August 10, 2012 pursuant to new recruitment policy enacted by DHMH.</p> <p>Unit managers have completed performance evaluations for their respective staff. The PEP's are always done the end of June and December each year.</p> <p>2. Contracts and Procurement</p> <p>The Board is working on a Phase II contract with System Automations and Pawan Kolapalli is working with the Board in developing specifications. The Board is considering a six month temporary employee to lead the initiative, which would be less expensive and less disruptive in terms of time that would otherwise be required to bid a new contract. The contract with PEAC has been signed as has the contract with State Archives for web hosting services. The Board is reviewing the contract with Lexis-Nexis or the reprint and purchase of the updated law book. A. Jeffers recommended that the purchase of 3,000 copies of the law book with the CD in the back and an additional 500 copies of the e-book.</p>		

C. MIS	P. Kolapalli	<p>1. Database Implementation Project</p> <p><u>Accomplishments:</u></p> <ul style="list-style-type: none"> • The Board is currently in the user acceptance phase of implementing the new MIS automation system. The BOP has made significant progress in the last three weeks in both identifying and correcting issues. There will be one last iteration of data before the BOP goes live in August 2012. • The BOP has completed the installation of the SQL servers at the State Archives building in Annapolis. • New laptops for licensing specialists have been procured and the Board is in the process of obtaining the new tablets for the Board's inspectors. <p><u>Issues:</u></p> <ul style="list-style-type: none"> • Power outages resulted in delays in the project schedule. • Systems Automation (SA) staff are on site at the Board all this week to assist with user acceptance training as a result of week due to power outages. • MIS is in the process of identifying automation needs to be addressed in Phase II with SA, including, developing on-line licensing for new applicants, developing compatible formats for data exchanges with NAB and Comptroller's office. Once the BOP goes live, MIS will ask all staff to identify any/all additional issues that may be addressed by SA through the one-year maintenance plan or in the Phase II contract. The current Phase I contract with SA has programming hours that will not be used and will be rolled over into Phase II. This reduces the cost of the Phase I contract and can hopefully be used to support cost related to the second phase. 		

D. Licensing	D. Daniels, Licensing Manager	<p><u>Monthly Statistics for June, 2012:</u></p> <p><u>Total Pharmacist Licensees:</u> 8,817. This figure represents a slight increase of 109 licensed pharmacists over this time last year;</p> <p><u>Total Pharmacy Establishment Permits:</u> 1,824. This figure represents an increase of 1761 of licensed pharmacy establishments over this time last year;</p> <p><u>Total Distributor Permits:</u> 922. This figure represents an increase of 163 licensed distributors over this time last year;</p> <p><u>Total Pharmacy Technician Registrations:</u> 11,114. This figure represents approved registrants out of 12,099 applications received for FY 2012.</p> <p>There was a general discussion as to the reason behind the large increase in distributor permits. L. Naesea commented that the change in the law led to this increase as there were many virtual distributors, medical gas companies and manufacturers of medical devices that were awaiting changes in MD laws and regulations before they applied for permits..</p>		
E. Compliance	L. Naesea, Executive Director	<p>1. Compliance Unit Update</p> <p>Inspections Completed:</p> <ul style="list-style-type: none"> 130 annual inspections 3 opening inspections 1 closing inspections 4 Special Investigation inspections <p>The Division of Drug Control completed 5 closing inspections for the month of June, 2012.</p> <p>In 2011 the Board performed 893 annual inspections which is a completion rate of 71.78%. The reason this rate was not higher was that WSD's renewed last year, the BOP did not have our 4th inspector full-time and one of the BOP inspectors was ill. In 2012, the Board did 1197 annual inspections for a completion rate of 97.63%.</p>		

Comment [LGN1]: The numbers in this section will need to be revised after DD returns to work. Please leave this comment here when posted to the site so that members know it will be corrected before discussed at the meeting next week.

		<p>The annual report for July 2011 through June 2012 is available on the Board's website.</p> <p>A member of the public, Howard Schiff, inquired how many times have pharmacies been penalized because their pharmacy technicians did not timely renew their registrations. After some general discussion, it was noted by L.Naesea that this issue will be discussed in detail, as a special agenda item at the Board's September 2012 public board meeting. L Naesea said that notification of the agenda item will be posted on the Board's website.</p> <p>2. <u>PEAC Update- Gil Cohen</u></p> <p>Mr. Cohen called the BOP Tuesday, to indicate that he will be unable to attend the meeting. PEAC's monthly statistics were been mailed into the Board.</p>		
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F. Legislation & Regulations	A. Jeffers	<p><u>REGULATIONS:</u></p> <p>10.34.03 – Inpatient Institutional Pharmacies – Satellite Pharmacy Regulation to be added to this chapter – Still in Subcommittee.</p> <p>10.34.11 - Disciplinary Monetary Penalties, and Civil Fines</p> <p>Anticipated to be published August 24, 2012. Thirty day comment period and all are encouraged to check the Maryland Register August 24, 2012.</p> <p>10.34.14 – Opening and Closing of Pharmacies - Effective June 1, 2012. Consideration by the Practice Committee of new revisions concerning inspections.</p> <p>10.34.22 – Licensing of Wholesale Prescription Drug or Device Distributors – Practice Committee to review further revisions in July..</p> <p>10.34.29 – Drug Therapy Management</p> <p>To be APPROVED today with MBP revisions and further Board revisions.</p> <p><u>COMAR 10.34.29 DTM MBP&BoP revisions 071812 FINAL</u></p> <p><u>The Board approved this version of COMAR 10.34.29 for submission for publication.</u></p> <p><u>The Board also approved releasing for informal comment for a period of 2 weeks and then submitting Emergency.</u></p> <p>10.34.33 – Holding for Fed Regs .</p> <p>10.34.36 – Pharmaceutical Services to Residents in Assisted Living Programs and Group Homes - To be APPROVED today.</p> <p><u>10.34.36 to 13784 1 041312 Revised for 071812 Bd Mtg</u></p> <p><u>The Board approved this version of COMAR 10.34.36 for submission for publication.</u></p> <p>10.47.07 - Prescription Drug Monitoring Program – Published June 29, 2012. <u>Md R 10.47.06 published 062912. There is a 30 day comment period</u></p> <p>10.13.01 – Dispensing of Prescription Drugs by a Licensee</p>	<p>Motion by Legislation & Regulations Committee to approve DTM amended regulations, 10.34.29. Motion was seconded by D. Chason.</p> <p>Motion by Legislation & Regulations Committee to approve Assisted Living Regulations, 10.34.36. Motion was seconded by L. Israbian-Jamgochian.</p>	<p>Motion was approved.</p> <p>Motion was approved.</p>
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		AG's Intern drafting initial revisions. Effective date of SB 603 – July 1, 2013.		
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<p>III. Committee Reports</p> <p>A. Practice Committee</p>	<p>H. Finke, Chair,</p>	<p>1) Larry Dodd, Captain, Salisbury Fire Department</p> <p><u>RE Community Pharmacy Knox Box II</u></p> <p><u>Draft Bd Response - Community Pharmacy Knox Box</u></p> <p>Thank you for contacting the Maryland Board of Pharmacy concerning the City of Salisbury's Knox Box System.</p> <p>The Board's primary concern regarding the Knox Box System is the security of the pharmacy.</p> <p>The Code of Maryland Regulations (COMAR) 10.34.05.02C sets forth the regulations for security in a pharmacy:</p> <p style="padding-left: 40px;">C. Security.</p> <p style="padding-left: 40px;">(1) A pharmacy shall be secure from unauthorized entry as follows:</p> <p style="padding-left: 80px;">(a) Access from outside the premises shall be:</p> <p style="padding-left: 40px;">(i) Kept to a minimum; and</p> <p style="padding-left: 40px;">(ii) Well controlled;</p> <p style="padding-left: 80px;">(b) The outside perimeter of the premises shall be well lit; and</p> <p style="padding-left: 80px;">(c) Entry into areas where prescription drugs or devices and patient records are stored shall be limited to authorized personnel.</p> <p style="padding-left: 40px;">(2) A pharmacy shall be equipped with:</p> <p style="padding-left: 80px;">(a) An alarm system to detect entry after hours;</p> <p style="padding-left: 80px;">(b) A security system that provides protection against theft and diversion;</p> <p style="padding-left: 80px;">(c) Appropriate software to facilitate the identification of evidence of tampering with computers or electronic records;</p> <p style="padding-left: 80px;">(d) An inventory management and control system</p>	<p>Motion by Practice Committee to approve draft response, as stated herein, to Larry Dodd, Captain, Salisbury Fire Department. Motion was seconded by R. Matens.</p>	<p>Motion was approved.</p>
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		<p>that protects against, detects, and documents any instances of theft, diversion, or counterfeiting;</p> <p>(e) A security system to protect the integrity and confidentiality of data and documents limited to authorized personnel; and</p> <p>(f) A means to make the data and documentation required under this section readily available to the Board, an agent of the Board, the Division of Drug Control, or federal and other State law enforcement officials.</p> <p>After a review of the City of Salisbury's Code, Key Box Entry System requirements, the Board recognizes that pharmacies in Salisbury are required to follow the code. One of the Board's concerns regarding security was under what circumstances, and who, would have access to the pharmacy key. The information provided to the Board concerning the Knox Box System has helped assure the Board that its security regulations would not be compromised as long as adequate control of access to the key is maintained as described.</p> <p>2) Dr. Cherokee Layson Wolf and Dr. Jill Morgan, University of Maryland School of Pharmacy</p> <p><u>Draft Bd Response - Vaccines and point of care testing</u></p> <p>The Maryland Board of Pharmacy recently considered the following questions:</p> <p>1) May a trained pharmacy student administer vaccinations outside of an experiential learning program; and</p> <p>2) Would pharmacists performing point of care testing be liable for errors in the testing?</p> <p>1) In the Code of Maryland Regulations (COMAR) 10.34.32.03E it states:</p> <p>E. A pharmacy student in a Pharmacy Experiential Program, who has successfully completed a Board-approved certification course, may administer vaccinations under direct supervision of a licensed pharmacist who meets requirements in §A of this regulation.</p> <p>The regulations clearly indicate that a pharmacy student may not administer vaccinations outside of an experiential learning program under the direct supervision of a licensed pharmacist. Indeed, outside of an experiential learning program, pharmacy students may only perform pharmacy technician tasks in a pharmacy. They are exempt, however; from full pharmacy</p>	<p>Motion by Practice Committee to approve draft response, as stated herein, to Dr. Cherokee Layson and Dr. Jill Morgan, University of Maryland School of Pharmacy. Motion was seconded by L. Israbian-Jamgochian.</p>	<p>Motion was approved.</p>
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		<p>technician registration requirements.</p> <p>Since the law, Health Occupations Article, § 12-508, Annotated Code of Maryland, does not specifically address pharmacy students administering vaccinations, the Board will be taking this matter under consideration.</p> <p>2) Point of care testing is within the pharmacist scope of practice, however; the Board does not determine liability issues. Please refer to the point of care testing regulations, effective April 16, 2012: COMAR 10.10.01.03 - http://www.dsd.state.md.us/comar/getfile.aspx?file=10.10.01.03.htm</p> <p>COMAR 10.10.02.01 - http://www.dsd.state.md.us/comar/getfile.aspx?file=10.10.02.01.htm</p> <p>COMAR 10.10.03.02 - http://www.dsd.state.md.us/comar/getfile.aspx?file=10.10.03.02.htm</p> <p>COMAR 10.10.06.02, .04, and .12 - http://www.dsd.state.md.us/comar/getfile.aspx?file=10.10.06.02.htm http://www.dsd.state.md.us/comar/getfile.aspx?file=10.10.06.04.htm http://www.dsd.state.md.us/comar/getfile.aspx?file=10.10.06.12.htm</p> <p>3) Shelly Kirson</p> <p><u>Non-pharmacist managers</u></p> <p><u>Draft Bd Response - Non-pharmacist managers</u></p> <p>Thank you for contacting the Maryland Board of Pharmacy concerning whether a non pharmacist manager has any legal status to make pharmacy related decisions in the pharmacy concerning pharmacy matters opposing the education and professional judgment of the pharmacist.</p> <p>The pharmacist, utilizing professional judgment, experience, and knowledge, is the final decision maker on the dispensing of prescriptions.</p> <p>4) Bill Cover, Walgreens</p> <p><u>E-mail from Walgreens Well Experience Pharmacy Presentation</u></p> <p><u>Draft Bd Response - Walgreens Well Experience Program</u></p> <p>Thank you for contacting the Board again about Walgreen's Well Experience Program.</p>	<p>S. Hammonds recused herself from discussion and voting on this matter. Motion by Practice Committee to approve draft response, as stated herein, to Shelly Kirson. Motion was seconded by D. Taylor.</p> <p>Motion by Practice Committee to approve draft response, as stated herein, to Bill Cover,</p>	<p>Motion was approved.</p> <p>Motion was approved.</p>
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		<p>The Board's concern with the Well Experience Program is the lack of direct supervision of the pharmacy and ultimately the impact of that lack of direct supervision on patient safety. The Maryland Pharmacy Act requires direct supervision of pharmacy technicians and the pharmacist's final check of all prescriptions before dispensing to patients.</p> <p>The Board cannot contemplate how a pharmacist would be able to engage in direct supervision when the video monitor would capture only a small area of the pharmacy. The pharmacist would not be aware of what may be taking place off camera.</p> <p>If Walgreens employed two pharmacists at pharmacies participating in the Well Experience Program with one in the pharmacy at all times, then the program would comply with Maryland law and regulations. See Health Occupations Article, 12-403(b)(3), Annotated Code of Maryland and COMAR 10.34.05.03.</p>	<p>Walgreens Pharmacy. Motion was seconded by L.Israbian-Jamgochain.</p>	

B. Licensing Committee	D. Chason, Chair	<p>1. Review of Pharmacist Applications:</p> <ul style="list-style-type: none"> <u>Adewetan, Derin</u> - Applicant renewed his license 05/29/12, but didn't have all his required CE's , and was outside of the renewal period. He faxed in his CE's June 12, but still didn't have his live CE's. He is requesting waiver of reinstatement fee, which has not been paid. Committee recommends non-approval of request. <u>Mahran, Mohammed</u> - Applicant, a foreign pharmacy school graduate, is requesting waiver or reduction in completing internship hours because of extensive experience as a pharmacist in Egypt. Committee recommends non-approval of request. <p>2. Review of Pharmacy Technician Applications: NONE</p> <p>3. Review of Distributor Applications: NONE</p> <p>4. Review of Pharmacy Applications: NONE</p> <p>5. Review of Pharmacy Technicians Training Programs:</p> <ul style="list-style-type: none"> Reach Technician Training Program (R. Taylor reviewed) <p>6. New Business:</p> <ul style="list-style-type: none"> <u>Teferie, Birara</u> is requesting clarification as to whether he is required to take the NAPLEX and the FPGEE because part of his education was completed in Pharm D. Committee: The requirement for taking FPGEE is a result of the graduation from a foreign school of pharmacy. <u>Ballah, Kemah</u> is requesting clarification as to whether they will experience difficulty in becoming licensed as a result of the probationary status of their school of pharmacy. Committee: Recommend that applicant contact the school and <u>ACPE</u> for an explanation of probationary status of the school. 	<p>Motion by Licensing Committee to deny applicant's request for waiver of reinstatement fee. Motion seconded by D. Taylor.</p> <p>Motion by Licensing Committee to deny applicant's request for a reduction of internship hours. Motion seconded by D. Taylor.</p> <p>Motion by Licensing Committee to inform applicant that he must take the examination that is required for foreign graduates. Motion was seconded by R. Matens.</p> <p>Motion by Licensing Committee to recommend applicant contact the school and ACPE for an explanation of the probationary status of the school. Motion was seconded by Z. St. Cry, II.</p>	<p>Motion was approved.</p> <p>Motion was approved.</p> <p>Motion was approved.</p> <p>Motion was approved.</p>
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Comment [LBB2]: This should be ACPE and not AACP

		<ul style="list-style-type: none"> • <u>Fisher Clinical Services</u> is requesting an extension of the application that expired August 2, 2012 because they have not received VAWD due to question regarding type of distributor operation at NABP. Committee: Contact NABP to determine whether there is any issue in issuing the VAWD accreditation before responding to the licensee. • Patrick McNerney is requesting clarification as to whether his company is required to register in MD as a distributor to provide prescription samples to physician offices. Committee: Applicant is required to become a distributor because they distribute prescription medications not whether they sell or give them away. • <u>Enovachem Manufacturing</u> is requesting clarification as to whether they are required to be licensed as a distributor because they sell vitamins in addition to repackaging and relabeling prescription medications as a manufacturer. Committee: Applicant is required to become a distributor because they re-package prescription medications. • The letter to non-resident pharmacies regarding status change requiring a Maryland licensed pharmacist and other changes for October 2012. Committee: B. Felter, staff attorney composed letter and is attached below: <p>Dear Nonresident Pharmacy Permit Holder,</p> <p>Please be advised that §§ 12-403 and 12-609 of the Maryland Pharmacy Act were amended during the 2012 Maryland Legislative Session. The new law includes requirements that will affect nonresident pharmacy permit holders. Specifically, effective October 1, 2012, nonresident pharmacies will be required to:</p> <p>1) Have a pharmacist on staff who is licensed by the Maryland Board</p>	<p>This matter was not addressed as it was noted that the issue was a delay in VAWD approval which is a matter that staff can and will handle.</p> <p>Motion by Licensing Committee to require applicant to become a distributor because they re-package prescription medications. Motion was seconded by R.Matens.</p> <p>Motion by Licensing Committee to require applicant to become a distributor because they re-package prescription medications, not because they sell vitamins.. Motion was seconded by L.Israbian-Jamgochian.</p> <p>Motion by Licensing Committee to ratify letter to Nonresident Pharmacy Permit Holders. Motion was seconded. Motion was seconded by R.Matens.</p> <p>Motion to have Licensing Committee research available</p>	<p>Motion was approved.</p> <p>Motion was approved.</p> <p>Motion to ratify was approved.</p> <p>Motion was approved.</p>
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		<p>of Pharmacy and is designated as “the pharmacist responsible for providing pharmaceutical services to patients in” Maryland, Md. Code Ann., Health Occ. § 12-403(d), and refer all Maryland patients who call with inquiries to that pharmacist, as appropriate, Md. Code Ann., Health Occ. § 12-403(f)(6); and</p> <p>2) Comply with certain provisions of Maryland law – specifically Md. Code Ann., Health Occ. § 12-403(b)(2), (7)-(12), and (19) – when dispensing prescription drugs or devices to patients in Maryland or “[o]therwise engaging in the practice of pharmacy” in Maryland. Md. Code Ann., Health Occ. § 12-403(f)(1). Thus, effective October 1, 2012, a nonresident pharmacy performing pharmacy services in Maryland:</p> <p>(2) Shall be located and equipped so that the pharmacy may be operated without endangering the public health or safety; . . .</p> <p>(7) May not offer pharmaceutical services under any term or condition that tends to interfere with or impair the free and complete exercise of professional pharmaceutical judgment or skill;</p> <p>(8) May not make any agreement that denies a patient a free choice of pharmacist or pharmacy services;</p> <p>(9) May not participate in any activity that is a ground for Board action against a licensed pharmacist under § 12-313 or a registered pharmacy technician under § 12-6B-09 of this title;</p> <p>(10) (i) Shall maintain at all times a current reference library that is appropriate to meet the needs of:</p> <p>(1) The practice specialty of that pharmacy; and</p> <p>(2) The consumers the pharmacy serves; and</p> <p>(ii) Shall comply with any regulations adopted by the Board establishing the types of texts required to be included in the reference libraries in each of the various practice specialty</p>	<p>additional vendors for the English language testing. Motion was seconded by D. Chason.</p>	
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		<p>pharmacies;</p> <p>(11) (i) Shall maintain at all times the minimum professional and technical equipment and sanitary appliances that are necessary in a pharmacy:</p> <p>(1) To prepare and dispense prescriptions properly; and</p> <p>(2) To otherwise operate a pharmacy; and</p> <p>(ii) Shall:</p> <p>(1) Be equipped with the minimum equipment and appliances specified by the Board in this section; and</p> <p>(2) Be kept in a clean and orderly manner;</p> <p>(12) Shall store all prescription or nonprescription drugs or devices properly and safely subject to the rules and regulations adopted by the Board; . . . [and]</p> <p>(19) May not allow an unauthorized individual to represent that the individual is a pharmacist or registered pharmacy technician.</p> <p>Md. Code Ann., Heath Occ. § 12-403(b).</p> <p>In addition, the new law grants the authority to inspect nonresident pharmacies to the Secretary of the Maryland Department of Health and Mental Hygiene, the Board, or the agents of either, and requires nonresident pharmacies to submit, on initial application for, and renewal of, their permits, a copy of the most recent inspection report from the regulatory body of their home state. Md. Code Ann., Health Occ. § 12-604(b)(2).</p> <p>If you have any questions after reviewing the Board's website, please contact Demetrius Daniels, Licensing Unit Manager, at (410) 764-4704.</p> <p>Sincerely,</p> <p>LaVerne G. Naesea Executive Director</p>		
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C. Public Relations Committee	Z. St. Cyr, II	Public Relations Committee Update: Community Outreach Update- <ul style="list-style-type: none"> • The summer newsletter is scheduled to be printed the second week of August 2012 and the deadline for submitting articles is July 27, 2012. • The Board's Annual Continuing Education (CE) Breakfast is scheduled for October 21, 2012 at the Radisson Hotel at Cross Keys and the topic is "What Pharmacists Should Know About Drug Shortages." Speakers will be Bona Benjamin from the American Society of Health System Pharmacists and Christine Bina from the Food and Drug Administration. A tentative acceptance has been received from Fran Phillips, Deputy Secretary for Public Health of DHMH, to provide opening remarks. • The BOP's Public Information Officer, Janet Seeds, will attend the Maryland ASCAP Conference and trade show being held in Turf Valley on August 3, 2012 and August 4, 2012. Board members were encouraged to volunteer for this event and should contact L. Bradley-Baker, R. Matens, Janet Seeds or Z. St. Cyr, II. • Janet Seeds will also attend the Baby Boomer Expo held on October 10 and 11, 2012. Board members are needed to volunteer at the Board's booth. The hours are from 9 a.m. to 7 p.m. on Wednesday, October 10, 2012 and from 9 a.m. to 4:30 p.m. on Thursday, October 11, 2012. • "Script Your Future Baltimore" networking event will be held at "Roys" near the Baltimore Inner Harbor on Thursday August 30, 2012 from 5-6 p.m. L. Bradley-Baker will provide additional information as soon as it is available. • "Ask a Pharmacist" hotline event will be held either Thursday October 11 or Friday October 12, 2012 at the Baltimore County Health Department from 4-7 p.m. L. Bradley-Baker will provide more information as soon as it becomes available. 		
D. Disciplinary	L. Israbian-Jamgochian Chair	1. Disciplinary Committee Update No report this month.		

E. Emergency Preparedness Task Force	D. Taylor Chair	<p>1. Emergency Preparedness Task Force (EPTF) Update</p> <p>EPTF was in the process of re-writing pharmacy instant action plan for all possible emergencies. Responses during the recent storms and loss of power have indicated that there are gaps in the plan. EPTF is now trying to update the plan to address when pharmacies are unexpectedly closed and patients are unable to get their medications. The Board will have an action plan for the Board's approval within 2 months. .</p>		
F. Drug Therapy Management	Rodney Taylor, Co-Board Representative	<p>1. Joint Committee Update</p> <p>No Joint Committee update was presented as the newly passed legislation has eliminated the need for the Joint Committee. The DTM regulations were discussed and approved, see Section II, F "Legislation & Regulations" above.</p>		
IV. Other Business & FYI	L. Israbian-Jamgochian, Treasurer	<p>New York Times Article - The State of Maryland made the New York Times newspaper with respect to physician dispensing of medications in Maryland. The article addressed the various loopholes that still currently exist. For instance, the article talks about certain repackagers that sponsor a golf tournament with a number of doctors and the precarious nature of this situation. The article does not address safety issues. Michael Cohen of the Institute of Safe Medication Practices will be publishing another article addressing safety issues in light of this article.</p>	<p>M. Souranis, moved to adjourn the Public Board meeting pursuant to State Government Article 10-508a)(13) and (7) for the purpose of engaging in medical review committee review deliberation regarding confidential matters in applications Meeting. The motion seconded by L. Israbian-Jamgochian.</p>	<p>Motion was approved.</p>
V. Adjournment	M. Souranis, President	<p>The Public Meeting was adjourned at 11:43 am.</p> <p>At 12:15 P.M. M. Souranis convened a Closed Public Session to</p>		

		<p>engage in medical review committee deliberations regarding confidential matters in applications and consult with counsel in accordance with State Government Article Section 10-508(a)(7) and (13).</p> <p>C. The Closed Public Session was adjourned at 1:02 P.M. Immediately thereafter, M. Souranis convened an Administrative Session for purposes of discussing confidential disciplinary cases. With the exception of cases requiring recusals, the Board members present at the Public Meeting continued to participate in the Administrative Session.</p>		
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